



UNITED STATES PATENT AND TRADEMARK OFFICE

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JUN 29 2005

DIRECTOR OFFICE
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In re Application of GUAN	:	
Application No.: 09/817,875	:	
Filing Date: March 26, 2001	:	PETITION UNDER 37 CFR 1.181
For: DYNAMIC INFORMATION	:	TO WITHDRAW HOLDING OF
SHARING BASED ON UNIQUE	:	ABANDONMENT
INDIVIDUAL ID	:	

This is a decision on the petition filed March 17, 2005 under 37 CFR 1.181 to withdraw the holding of abandonment of the above-identified application.

The petition is **DISMISSED**.

The application was abandoned for failure to file a timely response to the Office action mailed August 30, 2004. A Notice of Abandonment was mailed March 23, 2005.

MPEP 711.03(c), Section I states in relevant part:

[A]n allegation that an Office action was never received may be considered in a petition to withdraw the holding of abandonment. If adequately supported, the Office may grant the petition to withdraw the holding of abandonment and remail the Office action.

For a *pro se* applicant, a petition to withdraw a holding of abandonment based on failure to receive an Office communication must include a statement by the applicant and by anyone else at the applicant's correspondence address who would have handled the Office communication. The statement must indicate the following: that the Office communication was never received, that a search of the application file or any other location where correspondence from the USPTO is kept failed to uncover the Office communication in question, and that applicant was in fact at the correspondence address of record at the time the Office communication in question would have been received. The statement must also provide an explanation of the mail handling procedures at applicant's correspondence address. Any available documentary evidence of mail received during a reasonable period after the mail date of the Office communication must be provided. If available, copies of records on which the receipt date of the Office communication would have been entered had it been received must be submitted. Also, a showing of any docket record or other method which would serve as a

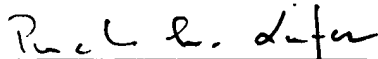
Decision on Petition

reminder of a response due date should be provided along with an adequate explanation of such record and/or method.

The present petition states that the Office action mailed August 30, 2004 was never received and that a search of applicant's file failed to uncover the Office action. However, the statement does not expressly state that applicant was in fact at the correspondence address of record at the time the Office communication would have been received and does not provide any explanation of the mail handling procedures at the correspondence address of record.

Accordingly, the petition is **DISMISSED**.

Any request for reconsideration must be filed within TWO (2) MONTHS from the mailing date of this decision.



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